

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

On June 23, 2008 the Court convened an Early Neutral Evaluation Conference in the above entitled action. Appearing for Plaintiff were John Froemming, Esq. Appearing for Defendant were Amy Wallace, Esq.

Settlement could not be reached in the case at this time.

The Court discussed compliance with Fed. R. Civ. P. 26 and based thereon, issues the following orders:

1. The Rule 26(f) conference shall be completed before ***July 17, 2008***;
2. A discovery plan shall be lodged with Magistrate Judge McCurine, Jr. **on or before *July 28, 2008***. Regarding each witness, the discovery plan will include the name, most current address, most current phone number, and a brief description of the subject matter of his/her testimony. The discovery plan will also include the anticipated dates for the completion of both non-expert discovery and expert discovery; and,

1       3. The date of initial disclosure pursuant to Rule 26(a)(1)(A-D) shall occur before  
2       *August 1, 2008*;  
3       4. Counsel are ordered to appear *on August 12, 2008* at *2:00 p.m.* in the chambers of  
4       United States Magistrate Judge William McCurine, Jr., 940 Front Street, Courtroom  
5       C, San Diego, California, 92101, for a Case Management Conference pursuant to  
6       Federal Rule of Civil Procedure 16(b).

7       Failure of any counsel or party to comply with this Order will result in the imposition of  
8       sanctions.

9       **IT IS SO ORDERED:**

10      DATED: June 23, 2008

11        
12      Hon. William McCurine, Jr.  
13      U.S. Magistrate Judge  
14      United States District Court